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TD 44104/17741		Applic	ation Number	10/701,8	84		
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Filing	Date	Novembe	er 5, 2003		
		First N	lamed Inventor	David L. Adler			
		Art Un	Unit 2878				
			Exami	ner Name	not yet kr	nown	
Total Number of Pages	in This Submission	6 **	Attorn	ey Docket Number	10011.00	1310 (P0981)	
ENCLOSURES (check all that apply)							
Fee Transmittal Fe	orm		ment Papers		After A Group	Allowance Communication to	
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☐ After Final			to Conv		1_	etary Information	
☐ Affidavits/decl	aration(s)			ey, Revocation espondence Address	☐ Status	Letter	
☐ Extension of Time Request		Termina	Terminal Disclaimer			Enclosure(s) identify below):	
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Certified Copy of F Document(s)	Priority	Remar	ks	** does not include [	pages of liste	ed references	
Response to Missi Incomplete Applic							
Response to Missing Parts under 37 CFR 1.52 or 1.53							
	SIGNAT	URE OF A	PPLICA	ANT, ATTORNEY, O	R AGENT		
Firm James K. Okamoto, Reg No. 40,1 or OKAMOTO & BENEDICTO LLP							
Signature Jank.			Ma	~~~			
Date February 13, 2004							
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	t postage as first cla	ass mail in				with the United States Post for Patents, P.O. Box 1456	
Typed or printed name	James K. Okam	noto					
Signature Date February 13, 2004							

This collection of information is required by 3D/CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

In re Application of:

David L. Adler

Serial No. 10/701,884

Filed:

November 5, 2003

Title: Method and Apparatus for High-

Speed Inspection and Review

Examiner: not yet known

Art Unit: 2878

Atty. Dkt. No.: 10011.001310 (P0981)

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references which may be material to the examination of this application, and with respect to which there may be a duty to disclose. The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

A copy of each listed reference is enclosed herewith, unless no such copy is required pursuant to 37 CFR § 1.98(d).

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby listed but are not required to be provided in this application under 37 CFR § 1.98(d).

Pursuant to 37 CFR §1.97, this Information Disclosure Statement is being submitted under the section indicated below.

$\boxtimes$	37 CFR §1.97(b).
	37 CFR §1.97(c). If so, then either:  Applicant certifies pursuant to 37 CFR § 1.97(e) that either:  each item of information contained in this Information  Disclosure Statement was cited in a communication from a  foreign patent office in a counterpart foreign application not  more than three months prior to the filing of this Statement; OR  no item of information contained in this Information Disclosure  Statement was cited in a communication from a foreign patent  office in a counterpart foreign application or, to the knowledge  of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR  § 1.56 (c) more than three months prior to the filing of this  Statement.
	OR Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).
	37 CFR § 1.97(d). If so, then both:  □ Applicant certifies pursuant to 37 CFR § 1.97(e) that either:  □ each item of information contained in this Information  Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more that three months prior to the filing of this Statement; OR no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.  AND
	Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

Consideration of the listed references and favorable action are respectfully solicited.

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Dated: February 13, 2004

Respectfully submitted,

David L. Adler

By:

James K. Okamoto

Attorney For Applicant(s)

Reg. No. 40,110

**OKAMOTO & BENEDICTO LLP** 

P.O. Box 641330

San Jose, CA 95164-1330

Tel.: (408) 436-2110 Fax: (408) 436-2114

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Signature:	Jan K	. Olans		
Typed or Printed Name:	James K. Oka	amoto	Dated:	February 13,2004
Express Mail Mailin (optional):	g Number			

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TRADEMARY Substitute for form 1449A/PTO Complete if Known 10/701,884 Application Number INFORMATION DISCLOSURE Noember 5, 2003 Filing Date STATEMENT BY APPLICANT David L. Adler First Named Inventor Art Unit 2878 (Use as many sheets as necessary) Examiner Name not yet known of 2 10011.001310 (P0981) Sheet Attorney Docket Number

U.S. PATENT DOCUMENTS						
Examiner   Cite   Document Number   Number - Kind Code² (if known)	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages Columns Lines Where Relevan		
	MM-DD-YYYY	Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
	Α	US- 5,578,821	Nov. 26, 1996	Meisberger, et al.		
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	FOREIGN PATENT DOCUMENTS					
Examiner Cite		Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Initials*	No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T <sup>6</sup>
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Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2 of 2

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	Complete if Known	
Application Number	10/701,884	
Filing Date	November 5, 2003	
First Named Inventor	David L. Adler	
Art Unit	2878	
Examiner Name	not yet known	•
Attorney Docket Number	10011.001310 (P0981)	

Examiner nitials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	В	VENEKLASEN, LEE H., "The continuing development of low-energy electron microscopy for characterizing surfaces", Rev. Sci. Instrum, December 1992, pages 5513-5532, Vol. 63, No. 12, American Institute of Physics.	
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Examiner	Date	
Signature	 Considered	

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